

# COUNCIL COMING ATTRACTIONS






## **Week of February 24, 2020**

**Release of Balloons, Interagency Commission on Homelessness, Local Small Business Reserve Program and Direct Purchase Enhancement Act, Tree Canopy Fees, 2020 U.S. Census, FY21-26 Capital Improvements Program, Community Policing, Germantown Plan for the Town Sector Zone**

Council Coming Attractions is a summary of some of the issues before the Council. All Council staff reports and additional information on each item scheduled for Council or Committee review can be viewed at: <http://www.montgomerycountymd.gov/COUNCIL/ondemand/index.html> .

The Council meeting schedule may change from time to time. The current Council and Committee agendas can also be viewed at: <http://www.montgomerycountymd.gov/COUNCIL/ondemand/index.html> .

### **The Council will meet on Tuesday, Feb. 25 at 9 a.m.**

-  Councilmember Craig Rice will present a proclamation recognizing the annual “Councilmember for a Day” student competition.
-  Councilmember Will Jawando will present a proclamation honoring Mr. Charles McGee, who is the oldest living member of the Tuskegee Airmen.
-  Council President Sidney Katz and County Executive Marc Elrich will present a proclamation recognizing Teen Dating Violence Prevention Month.

## **COUNCIL**

### **Special Appropriation to M-NCPPC’s FY20 Operating Budget - \$300,000 to Expedite Funding of Consultant Services for the I-270 Transit Corridor Plan**

On Feb. 25 at 9:40 a.m. the Council is scheduled to vote on special appropriation to M-NCPPC’s fiscal year 2020 (FY20) operating budget of \$300,000 to expedite funding for consulting services for the I-270 Transit Corridor Plan. The Planning Board has requested this appropriation to fund consultant services to conduct an analysis of existing and long-term travel demand throughout the I-270 Corridor, including major activity centers along the corridor that are not served by the Red Line. The analysis would be in support of the I-

270 Transit Corridor Functional Master Plan, which is included in the Planning Board's draft work program in FY21. Consultant funding would cover transit modeling and planning-level feasibility analyses and provide added assistance with outreach and community engagement efforts. The Council staff report can be viewed here:

[https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200225/20200225\\_5.pdf](https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200225/20200225_5.pdf)

#### **Bill 6-20, Solid Waste (Trash) - Release of Balloons - Prohibited**

Bill 6-20, which would amend the Solid Waste Chapter of the County Code to prohibit the release of a balloon into the air in certain circumstances and prescribe penalties for the unlawful release of a balloon, is scheduled for introduction. Councilmember Tom Hucker is the lead sponsor. The County Code does not currently regulate the release of balloons into the atmosphere. Several jurisdictions throughout the nation - including Queen Anne's County, Maryland - have adopted laws to restrict balloon releases in response to concerns about environmental harms caused by balloons, including harms to farms, water and wildlife. The Council staff report can be viewed here:

[https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200225/20200225\\_6A.pdf](https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200225/20200225_6A.pdf)

#BalloonWaste is being used for this bill on social media.

#### **Bill 7-20, Interagency Commission on Homelessness - Membership and Duties**

Bill 7-20, which would alter the membership and duties of the Interagency Commission on Homelessness, is scheduled for introduction. Councilmembers Evan Glass, Gabe Albornoz and Craig Rice are the lead sponsors. The Interagency Commission on Homelessness (ICH) is a 25-member commission created by the Council in 2014 to coordinate public and private programs to reduce homelessness in the County. The ICH has requested that several modifications and updates be made to its membership and duties. The purpose of these amendments is to improve the governance and effectiveness of the ICH, as well as to clarify the mission of the ICH to "end and prevent" homelessness, as opposed to simply reducing homelessness. Under Bill 7-20, the ICH would remain a 25-member commission, but its composition would change. At the request of the ICH, certain ex officio slots would be replaced with more public representatives, including homeless service providers, healthcare providers, family services providers, and affordable housing providers. A public hearing on this bill is scheduled for March 17 at 1:30 p.m. A Health and Human Services (HHS) Committee meeting is tentatively scheduled for April 3. The Council staff report can be viewed here:

[https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200225/20200225\\_6B.pdf](https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200225/20200225_6B.pdf)

#MoCoCommissionOnHomelessness is being used for this bill on social media.

#### **Bill 24-19, Landlord-Tenant Relations – Obligations of Landlord – Air Conditioning**

The Council is scheduled to vote on Bill 24-19, which would require a landlord to provide and maintain air conditioning service for rental housing located in the County between June 1 and September 30 and establish standards for air conditioning service provided by a landlord. Council Vice President Tom Hucker is the lead sponsor. Councilmembers Will Jawando, Gabe Albornoz, Nancy Navarro and Hans Riemer are cosponsors. The goal of this bill is to ensure that tenants in rental housing have access to working air conditioning to improve public health and living conditions. The Planning, Housing and Economic Development (PHED) Committee recommends enactment with amendments, which can be found on pages two and three of the Council staff report. The Council staff report can be viewed here:

[https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200225/20200225\\_7A.pdf](https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200225/20200225_7A.pdf)

#MoCoRentalAC is being used for this bill on social media.

### **Bill 39-19, Contracts and Procurement – Local Small Business Reserve Program (LSBRP) – Amendments**

The Council is scheduled to vote on Bill 39-19, the Local Small Business Reserve Program and Direct Purchase Enhancement Act. Councilmember Will Jawando is the lead sponsor. All other Councilmembers are cosponsors. Bill 39-19 would amend the Local Small Business Reserve Program to do the following: permit the participation of non-profit organizations in the program; increase the minimum percentage of contracts that must be awarded to small businesses; establish a goal to award certain direct purchases to local small businesses; and alter reporting requirements. The goal of this legislation is to support the backbone of Montgomery County's economy, locally owned small businesses, by expanding opportunities and access to over one billion dollars in government contracts and purchases. The Government Operations and Fiscal Policy (GO) Committee recommends enactment with amendments. The clarifying amendments are intended to ensure that the statutory definition of "direct purchase" aligns with the regulatory definition of "direct purchase," and to clarify that a direct purchase may be counted both towards an agency's 25 percent LSBRP mandate and towards its 50 percent goal to award direct purchases to certified small businesses. The Council staff report can be viewed here:

[https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200225/20200225\\_7B.pdf](https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200225/20200225_7B.pdf)

#LocalSmallBusinessReserve is being used for this bill on social media.

### **Bill 41-19, Tree Canopy Fees – Exemptions**

The Council is scheduled to vote on Bill 41-19, which would amend tree canopy fees exemptions to include land disturbances by any public use airport, and generally amend the provisions for tree canopy fee exemptions. Councilmember Craig Rice is the lead sponsor. The goal of this legislation is to assist airport operations by eliminating future tree canopy fees for public airports and refund any fees paid since Jan. 1, 2017. The Transportation and Environment (T&E) Committee recommends enactment with amendments, which can be found on page three of the Council staff report. The Council staff report can be viewed here:

[https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200225/20200225\\_7C.pdf](https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200225/20200225_7C.pdf)

#MoCoTreeCanopy is being used for this bill on social media.

### **2020 Census**

The Council will receive a briefing on the 2020 U.S. Census. The following topics are expected to be discussed:

- overview of goals, timeline and formats of the United States Census 2020 and job application and volunteer recruitment update;
- progress update on coordinated effort of County government, agencies and community partners and organizational structure, timeline and goals; and
- strategy for hard-to-count neighborhoods, low response target audiences and vulnerable populations.

Those expected to attend the meeting include: Diane Vu, director, Office of Community Partnerships; Shawn Ellis, Montgomery County 2020 Census Manager; Anita Vassalo, director, Montgomery County Public Libraries; Gwen Wright, director, Montgomery County Planning Department; Derek Turner, chief communications officer, Montgomery County Public Schools; Karla Silvestre, community engagement director, Montgomery College; Gloria Aparicio Blackwell, director, Office of Community Engagement, University of Maryland; and Ashaduntae Kemp, partnership specialist, U.S. Census Bureau, Philadelphia Regional Census Center. The Council staff report can be viewed here:

[https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200225/20200225\\_8.pdf](https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200225/20200225_8.pdf)

## **PUBLIC HEARINGS**

### **Supplemental appropriation and CIP amendment - \$3,448,231 for Agricultural Land Preservation Easement**

On Feb. 25 at 1:30 p.m. the Council will hold a public hearing and vote on a supplemental appropriation and CIP amendment of \$3,448,231 for the Agricultural Land Preservation Easement. The County received additional funding for the purchase of agricultural easements, in the form of an additional \$743,731 in Agricultural Transfer Tax and \$2,704,500 from a state grant. The proposed resolution amends the current project description form and appropriates the additional funding to allow the County to proceed with the purchase of certain easements. The Council staff report can be viewed here:

[https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200225/20200225\\_10.pdf](https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200225/20200225_10.pdf)

## **COMMITTEES**

### **CIP: Montgomery County Public Schools (MCPS) Overview**

On Feb. 24 at 9:30 a.m. the Education and Culture (E&C) Committee will review the FY21-26 CIP for MCPS. This review will focus on enrollment and demographic trends, provide a subdivision staging policy summary, and include an overall CIP summary which includes a fiscal summary, the County Executive's recommendations, CIP priorities and other topics. Because of affordability challenges, E&C Committee Chair Craig Rice asked MCPS to provide a "non-recommended" list of reductions from its CIP request in time for the E&C Committee to consider at its March 26 meeting. All projects not reviewed during this meeting will be reviewed on March 26. The Council staff report can be viewed here:

[https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200224/20200224\\_EC2.pdf](https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200224/20200224_EC2.pdf)

### **CIP: Montgomery County Fire and Rescue Service (MCFRS)**

On Feb. 24 at 11 a.m. the Public Safety (PS) Committee will review the County Executive's recommended FY21-26 CIP and FY21 Capital Budget for MCFRS. The County Executive recommends a total of \$113.5 million for MCFRS' FY21-26 CIP, which is a decrease of \$522,000 from the approved FY19-24 CIP. The decrease stems primarily from the completion of scheduled work on the Clarksburg Fire Station and the Glen Echo Fire Station Renovation. The Fire Department has 14 capital projects, although four are pending closeout. Those expected to attend the meeting include the following: Chief Scott Goldstein, MCFRS; Greg Ossont, deputy director, Department of General Services; Assistant Chief Pete Friedman, Logistics, MCFRS; Steve Lamphier, fleet manager, MCFRS; June Evans, facilities manager, MCFRS; Dominic Del Pozzo, budget manager, MCFRS; and Rachel Silberman, Office of Management and Budget. The Council staff report can be viewed here:

[https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200224/20200224\\_PS1.pdf](https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200224/20200224_PS1.pdf)

### **Bill 33-19, Police – Community Policing**

The PS Committee also will review Bill 33-19. Councilmembers Nancy Navarro and Craig Rice are the lead sponsors. Council Vice President Tom Hucker and Councilmembers Gabe Albornoz, Will Jawando, Andrew Friedson, Evan Glass, Council President Sidney Katz and Hans Riemer are cosponsors. Bill 33-19 would create community policing guidelines focused on initiating and engaging in positive non-enforcement activities, improving cultural competence and promoting de-escalation tactics. The bill also includes reporting requirements for the Montgomery County Police Department (MCPD). The goal of this legislation is to encourage greater transparency and accountability in law enforcement. The Council staff report can be viewed here:

[https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200224/20200224\\_PS2.pdf](https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200224/20200224_PS2.pdf)

#TransparentAndAccountablePolicing is being used for this bill on social media.

### **Supplemental Appropriation and CIP Amendment - \$3,448,231 for Agricultural Land Preservation Easement**

On Feb. 24 at 2 p.m. the Planning, Housing and Economic Development (PHED) Committee is scheduled to review a supplemental appropriation and CIP amendment of \$3,448,231 for the Agricultural Land Preservation Easement. See the Public Hearings section of this document for more information. Those expected to attend the meeting include the following: Jeremy Criss, Office of Agriculture (OAG); Mike Scheffel, OAG; and Jane Mukira, Office of Management and Budget. The Council staff report can be viewed here:

[https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200224/20200224\\_PHED1.pdf](https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200224/20200224_PHED1.pdf)

### **CIP: Conservation of Natural Resources – Agricultural Land Preservation**

The PHED Committee will review the County Executive's recommended FY21-26 CIP for the Agricultural Land Preservation Easement Project. The recommendation includes no significant structural changes compared to the approved FY19-24 CIP. The recommendation also includes the changes from the County Executive's recommended supplemental appropriation and FY19-24 CIP amendment for FY20 (see page one of this document for more information). Those expected to attend the meeting include the following: Jeremy Criss, Office of Agriculture (OAG); Mike Scheffel, OAG; and Jane Mukira, Office of Management and Budget. The Council staff report can be viewed here:

[https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200224/20200224\\_PHED2.pdf](https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200224/20200224_PHED2.pdf)

### **CIP: Economic Development Projects**

The PHED Committee will review the County Executive's recommended FY21-26 CIP for General Government – Economic Development projects, which includes the following projects: the Marriott International Headquarters and Hotel Project, the White Flint Redevelopment Program, the White Oak Redevelopment Program, the North Bethesda Conference Center Garage, the Life Sciences and Technology Centers in Germantown and the Long Branch Town Center Redevelopment. Those expected to attend the meeting include the following: Tina Benjamin, Office of the County Executive; Pofen Salem, Office of Management and Budget (OMB); and Alison Dollar, OMB. The Council staff report can be viewed here:

[https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200224/20200224\\_PHED3.pdf](https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200224/20200224_PHED3.pdf)

### **CIP: Parks**

The PHED Committee will review the FY21-26 CIP for the Maryland-National Capital Park and Planning Commission (M-NCPPC). M-NCPPC's CIP request for FY21-26 is \$253.3 million, an increase of \$9.6 million (3.9 percent) over the amended FY19-24 CIP (\$243.7 million). The FY21-26 CIP consists of 39 projects: one new project, one new phase of an existing project, and 37 active, ongoing projects. The County Executive recommends funding at \$231.6 million, which is a \$12.1 million (5 percent) reduction from the amended CIP and is \$21.7 million below the agency request. Those expected to attend the meeting include the following: Casey Anderson, chair, Montgomery County Planning Board; Michael F. Riley, director, Montgomery Parks; Miti Figueredo, deputy director, Administration; John Nissel, deputy director, Operations; Andrew Frank, chief, Park Development Division; Carl Morgan, CIP manager, Park Development Division; Phil Gallegos, assistant CIP manager, Park Development Division; and Joe Zimmerman, secretary-treasurer, M-NCPPC. The Council staff report can be viewed here:

[https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200224/20200224\\_PHED4.pdf](https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200224/20200224_PHED4.pdf)

### **Special Appropriation to M-NCPPC's FY20 Operating Budget - \$300,000 to Expedite Funding of Consultant Services for the I-270 Transit Corridor Plan**

The PHED Committee will close out its meeting with a review of a special appropriation to M-NCPPC's FY20 operating budget of \$300,000 to expedite funding for consulting services for the I-270 Transit Corridor Plan. See page one of this document for more information. Those expected to attend the meeting include the following: Casey Anderson, chair, Montgomery County Planning Board; Gwen Wright,



director, Planning Department; Chris Conklin, director, Department of Transportation (DOT); and Carrie Sanders, chief, Area 2, Planning Department. The Council staff report can be viewed here:

[https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200224/20200224\\_PHED5.pdf](https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200224/20200224_PHED5.pdf)

### **Efforts to Increase Early Screening for Developmental Delays and Disabilities**

On Feb. 24 at 2 p.m. the Health and Human Services (HHS) Committee will receive a briefing on a proposal to increase the rates of early screening and interventions for developmental delays and disabilities. The proposal was developed by a diverse group of stakeholders, the Montgomery County Coalition for Improving Early Intervention for Infants and Toddlers with Development Disabilities. Key components include promoting screenings and referrals by pediatricians, child development centers and parents. Those expected to attend the meeting include the following: Avner Shapiro, parent and member of the Commission on People with Disabilities; Larry Bram, senior vice president, Innovation and Program Development for Easterseals and parent and member of the Commission on People with Disabilities; Pat Ritter, chief executive officer, the Treatment and Learning Centers; Liran Laor, Early Childhood Coordinating Council; and Barbara Andrews, Department of Health and Human Services, Infants and Toddlers Program. The Council staff report can be viewed here:

[https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200224/20200224\\_HHS1.pdf](https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200224/20200224_HHS1.pdf)

### **Pilot Program to Enhance Information and Training Regarding the Needs of Transitioning Youth**

The HHS Committee will receive a briefing on the proposal that the Developmental Disabilities Sub-Committee of the Commission on People with Disabilities made to the Maryland Developmental Disabilities Administration (DDA) to provide training and information regarding the process for young people who are transitioning from school-based services to the adult disabilities system. This proposal has received preliminary approval and a commitment for funding from DDA. DDA has indicated that they want to evaluate the effort and, if it is effective, potentially duplicate it in other parts of the state. Those expected to attend the meeting include: Odile Brunetto, acting chief, Aging and Disability Services, Department of Health and Human Services (DHHS); Kim Mayo, administrator, Community Support Network, DHHS; Simone Geness, Department of Special Education Services, Transition Services Unit, MCPS; and Rosemary DiPietro, CCS manager, DHHS. The Council staff report can be viewed here:

[https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200224/20200224\\_HHS2.pdf](https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200224/20200224_HHS2.pdf)

### **Germantown Plan for the Town Sector Zone**

On Feb. 25 at 2:30 p.m. the PHED Committee will review the [Germantown Plan for the Town Sector Zone](#). The purpose of this master plan is to replace the existing Town Sector zoning with current zoning classifications for the Churchill Village community of Germantown. The master plan recommends appropriate zoning and ways of protecting the community's open space and recreation areas, while maintaining the predominantly residential character of Churchill Village. The plan recommends new zones related to three goals developed during the community planning process: maintain the residential core, protect open space and recreation areas and support neighborhood-serving commercial uses. Casey Anderson, chair of the Planning Board, and Gwen Wright, director of the Planning Department, are among those expected to attend the meeting. The Council staff report will be available here on Feb. 24:

[https://montgomerycountymd.gov/COUNCIL/Resources/Files/agenda/cm/2020/20200225/20200225\\_PHED\\_AG.pdf](https://montgomerycountymd.gov/COUNCIL/Resources/Files/agenda/cm/2020/20200225/20200225_PHED_AG.pdf)

### **Bill 1-20, Health and Sanitation - Bodywork Establishments - Licensing – Amendments; and Resolution to Adopt Bill 1-20 as a Board of Health Regulation**

On Feb. 25 at 2:30 p.m. the HHS and PS Committees will meet jointly to review Bill 1-20 and a resolution to adopt Bill 1-20 as a Board of Health Regulation. Councilmember Craig Rice and Council Vice President Tom Hucker are the lead sponsors. Council President Sidney Katz and Councilmembers Nancy Navarro, Gabe Alborno and Hans Riemer are cosponsors. This legislation would repeal code provisions concerning massage establishments and expand the scope of bodyworks establishments to include massage

establishments. Councilmember Craig Rice and Council Vice President Tom Hucker are the lead sponsors. Bill 1-20 also would do the following:

- require every individual performing bodyworks services to be a certified massage therapist or registered massage practitioner;
- require compliance with all County licensing requirements as a condition of building permits;
- allow the revocation of use and occupancy permits for zoning and licensing violations; and
- generally amend the provisions for bodyworks establishments.

The goal of this legislation is to prevent owners of bodyworks establishments from using unqualified employees and to ensure compliance with the County's licensing requirements. Those expected to attend the meeting include the following: Hadi Mansouri, acting director, Department of Permitting Services; Clark Beil, Sr., administrator, Licensure and Regulatory Services, DHHS; Paula Jilani, chair, Maryland Board of Massage Therapy Examiners; and Amelia Mitchel, American Massage Therapy Association.

#BodyworksZoningLicensing is being used for this bill on social media.

#### **CIP: Wheaton Redevelopment Program**

On Feb. 27 at 9:30 a.m. the GO and PHED Committees will meet jointly to review the FY21-26 CIP for the [Wheaton Redevelopment Program](#). Those expected to attend include Chris Conklin, director, DOT; Greg Ossont, deputy director, Department of General Services; and Pofen Salem, OMB. The Council staff report will be available on Feb. 24.

#### **CIP: Disposition of Site of Old Silver Spring Intermediate School**

The GO and PHED Committees also will review the FY21-26 CIP for the disposition of the site of Old Silver Spring Intermediate School. The Council staff report will be available on Feb. 24.

#### **CIP: Public Safety System Modernization**

On Feb. 27 at 10:30 a.m. the GO and PS Committees will meet jointly to review the FY21-26 CIP for Public Safety System Modernization (PSSM). Mike Knuppel, program manager, PSSM, is expected to attend the meeting. The Council staff report will be available on Feb. 24.

#### **CIP: Master Lease: Digital Evidence Data Storage**

The GO and PS Committees also will review the FY21-26 CIP for digital evidence data storage. Deputy State's Attorney Peter Feeney and State's Attorney's Office IT Director Dave Seeman are expected to attend the meeting. The Council staff report will be available on Feb. 24.

#### **CIP: Transportation**

On Feb. 27 at 2 p.m. the T&E Committee will review the FY21-26 CIP for transportation. The Council staff report will be available on Feb. 24.